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# **TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)

2003-0065/24061.508

In re Application of: Huan-Just LIN, et al.

Application No.: 10/688,045

Filed: October 17, 2003

For: Fully Dry, Si Recess Free Process for Removing High K Dielectric Layer

The owner, Taiwan Semiconductor Manufacturing Co., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/766,596, filed on January 27, 2004, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 41,672

Chien-Wei Chou  
Signature

Feb. 27, 2006  
Date

Chien-Wei Chou  
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